

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

PAMELA BURNS, AS THE SURVIVING PARENT
OF PAULA SMITH, DECEASED, AND ALSO AS
REPRESENTATIVE OF THE HEIRS, MINOR
CHILDREN AND ESTATE OF PAULA SMITH,
DECEASED, AND/OR FOR THE USE AND
BENEFIT OF THE HEIRS, MINOR CHILDREN
OF PAULA SMITH, DECEASED; AND DELONDRE
HARRIS, INDIVIDUALLY, AND AS SURVIVING
FATHER/REPRESENTATIVE OF MINOR CHILD
OF PAULA SMITH, DECEASED,

Plaintiffs,

Civil Action File No.
2:19-cv-02071

v.

TAURUS INTERNATIONAL MANUFACTURING,
INC., AND TAURUS HOLDINGS, INC.,

Defendants.

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

DEFENDANTS Taurus International Manufacturing, Inc. and Taurus Holdings, Inc., in accordance with Fed. R. Civ. P. 56 and Local Rule 56.1, hereby move the Court to enter summary judgment in favor of Defendants and against Plaintiffs on all claims set forth in Plaintiffs' Complaint. In support of the motion, Defendants rely upon their Memorandum of Law and Statement of Material Undisputed Facts filed contemporaneously herewith, and all matters of record.

WHEREFORE, Defendants respectfully request that the Court enter summary judgment in favor of Defendants and dismiss the Complaint in its entirety, with prejudice, because there is not

a genuine issue of material fact and Defendants are entitled to judgment as a matter of law. Plaintiffs' lawsuit is barred in its entirety by Tennessee's products liability statute of repose.

Dated: June 28, 2019.

Respectfully submitted,

s/ Patrick G. Walker

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CERTIFICATE OF SERVICE

The undersigned certifies that on June 28, 2019, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties (if any) will be served by regular U.S. Mail. Parties may access this filing through the Court's electronic filing system.

s/ Patrick G. Walker